



"IN BUSINESS SINCE 1986"
7500 RICE ROAD
SHIPPENSBURG PA 17257

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Docket No. C-2015-2503267

Dear Ms. Chiavetta,

It was my understanding that the underwriter on my account was going to make sure these filings were in place. I had just switched insurance agents and it was my understanding that he had informed the underwriter of these filings. When I received the notification of complaint, I then forwarded to my agent to make sure that this matter was taken care of immediately. I was then informed that they contacted the underwriter for Acuity and had filings provided for Form E and H effective 7/10/2015 to satisfy the complaint and any related penalties or fines. Please have the \$500 penalty waived as filings for Ed's Custom Milling LLC at the location of 7500 Rice Rd Shippensburg, PA 17257 have been made effective 7/10/2015. I have also provided copies of the filings for form E & H.

If any further documentation is needed please contact me:

Sincerely,

A handwritten signature in black ink, appearing to read "Dwight Sensenig", followed by a horizontal line and the number "200".

Dwight Sensenig - 200
Ed's Custom Milling
717-530-1778



PENNSYLVANIA PUBLIC UTILITY COMMISSION
 ATTN INSURANCE UNIT BUREAU OF TRANSPORTATION & SAFETY
 COMMONWEALTH KEYSTONE BUILDING
 400 NORTH ST
 HARRISBURG PA 17120

DOT # 1015734

A00123086

Form E
**UNIFORM MOTOR CARRIER BODILY INJURY AND PROPERTY
 DAMAGE LIABILITY CERTIFICATE OF INSURANCE**

(Executed in Triplicate)

Filed with PENNSYLVANIA PUBLIC UTILITY COMMISSION (hereinafter called Commission)
(Name of Commission)

This is to certify, that the ACUITY, A MUTUAL INSURANCE COMPANY
(Name of Company)

(hereinafter called Company) of 2800 SOUTH TAYLOR DRIVE, SHEBOYGAN, WISCONSIN 53081
(Home Office Address of Company)

has issued to ED'S CUSTOM MILLING LLC of 7500 RICE RD SCHIPPENSBURG PA 17257
(Name of Motor Carrier) (Address of Motor Carrier)

a policy or policies of insurance effective from 07/10/2015 12:01 A.M. standard time at the address of the insured stated in said policy or policies and continuing until cancelled as provided herein, which, by attachment of the Uniform Motor Carrier Bodily Injury and Property Damage Liability Insurance Endorsement, has or have been amended to provide automobile bodily injury and property damage liability insurance covering the obligations imposed upon such motor carrier by the provisions of the motor carrier law of the State in which the Commission has jurisdiction or regulations promulgated in accordance therewith.

Whenever requested, the Company agrees to furnish the Commission a duplicate original of said policy or policies and all endorsements thereon.

This certificate and the endorsement described herein may not be cancelled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the insured giving thirty (30) days' notice in writing to the State Commission, such thirty (30) days' notice to commence to run from the date notice is actually received in the office of the Commission.

Countersigned at 2800 SOUTH TAYLOR DRIVE SHEBOYGAN, WI 53081
(Street Address) (City) (State) (Zip Code)

this 31ST day of AUGUST 2015

Insurance Company File No. CA-Z24888
(Policy Number)


(Authorized Company Representative)

MC 1633a (Ed. 8-99) UNIFORM INFORMATION SERVICES, INC.

IRB 3539B



PENNSYLVANIA PUBLIC UTILITY COMMISSION
ATTN: INSURANCE UNIT BUREAU OF TRANSPORTATION & SAFETY
COMMONWEALTH KEYSTONE BUILDING
400 NORTH ST
HARRISBURG PA 17120

DOT # 1015734

FORM H
UNIFORM MOTOR CARRIER CARGO
CERTIFICATE OF INSURANCE
(EXECUTED IN TRIPPLICATE)

Filed with PENNSYLVANIA PUBLIC UTILITY COMMISSION (NAME OF COMMISSION) (hereinafter called Commission)

This is to certify, that the ACUITY, A MUTUAL INSURANCE COMPANY (NAME OF COMPANY)

(hereinafter called Company) of 2800 SOUTH TAYLOR DRIVE, SHEBOYGAN, WISCONSIN 53081 (HOME OFFICE ADDRESS OF COMPANY)

has issued to ED'S CUSTOM MILLING LLC (NAME OF MOTOR CARRIER)

of 7500 RICE RD SCHIPPENSBURG PA 17257 (ADDRESS OF MOTOR CARRIER)

a policy or policies of insurance effective from 07/10/2015 12:01 A.M., standard time at the address of the insured stated in said policy or policies and continuing until canceled as provided herein, which, by attachment of the Uniform Motor Carrier Cargo Insurance Endorsement, has or have been amended to provide cargo insurance covering the obligations imposed upon such motor carrier by the provisions of the motor carrier law of the State in which the Commission has jurisdiction or regulations promulgated in accordance therewith.

Whenever requested, the Company agrees to furnish the Commission a duplicate original of said policy or policies and all endorsements thereon. This certificate and the endorsement described herein may not be canceled without cancellation of the policy to which it is attached. Such cancellation may be effected by the Company or the insured giving thirty (30) days' notice in writing to the State Commission, such thirty (30) days' notice to commence to run from the date notice is actually received in the office of the Commission.

Countersigned at 2800 SOUTH TAYLOR DRIVE SHEBOYGAN, WI 53081
(STREET ADDRESS) (CITY) (STATE) (ZIP CODE)

this 29TH day of SEPTEMBER 2015

Insurance Company File No. IM-Z24888
(POLICY NUMBER)

Debbie Johnson
(AUTHORIZED COMPANY REPRESENTATIVE)



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
P.O. BOX 3265, HARRISBURG, PA 17105-3265

IN REPLY PLEASE
REFER TO OUR FILE

C-2015-2503267

Date of Service: September 25, 2015

EDS CUSTOM MILLING LLC
7500 RICE ROAD
SHIPPENSBURG PA 17257

**PENNSYLVANIA PUBLIC UTILITY COMMISSION
BUREAU OF INVESTIGATION & ENFORCEMENT**

v.

EDS CUSTOM MILLING LLC

Dear Sir/Madam:

Please be advised that the attached complaint has been filed against you by the Bureau of Investigation & Enforcement.

Detailed instructions on how to proceed are contained in the NOTICE section, and you are advised to read everything carefully or consult with your attorney.

Very truly yours,

Rosemary Chiavetta
Secretary

Attachments

NW

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

PENNSYLVANIA PUBLIC UTILITY COMMISSION
BUREAU OF INVESTIGATION AND ENFORCEMENT

V.

DOCKET NO. G-2015-2503267

EDS CUSTOM MILLING LLC
7500 RICE ROAD
SHIPPENSBURG PA 17257

COPY

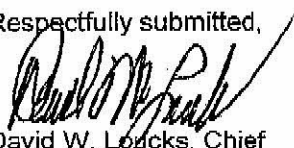
COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to ED'S CUSTOM MILLING, LLC, (respondent) is under suspension effective August 31, 2015 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 7500 RICE ROAD, SHIPPENSBURG, PA 17257.
3. That respondent was issued a Certificate of Public Convenience by this Commission on October 11, 2006, at A-00123086.
4. That respondent has failed to maintain evidence of Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa. C.S. §512, 52 Pa. Code §32.2(c), and 52 Pa. Code §32.11(a), §32.12(a) or §32.13(a).

WHEREFORE, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00123086 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,


David W. Locks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date:

9-22-15



David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

- A. **You must file an Answer within 20 days of the date of service of this Complaint.** The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code §1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
~~P.O. Box 3265~~
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

- B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.
- C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. **ACCORD CERTIFICATES OF INSURANCE and FAXED FORM Es and Hs ARE UNACCEPTABLE AS EVIDENCE OF INSURANCE.**

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the **Commonwealth of Pennsylvania** and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

~~Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.~~

- D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.
- E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.
- F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code §1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. **Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.**